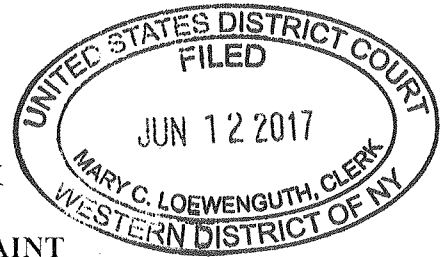


Revised 03/06 WDNV

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORKFORM TO BE USED IN FILING A COMPLAINT
UNDER THE CIVIL RIGHTS ACT, 42 U.S.C. § 1983
(Prisoner Complaint Form)

All material filed in this Court is now available via the INTERNET. See Pro Se Privacy Notice for further information.

1. CAPTION OF ACTION

17 CV 5266

A. Full Name And Prisoner Number of Plaintiff: NOTE: If more than one plaintiff files this action and seeks in forma pauperis status, each plaintiff must submit an in forma pauperis application and a signed Authorization or the only plaintiff to be considered will be the plaintiff who filed an application and Authorization.

1. ALI MOSHIR
2. _____

-VS-

B. Full Name(s) of Defendant(s) NOTE: Pursuant to Fed.R.Civ.P. 10(a), the names of all parties must appear in the caption. The court may not consider a claim against anyone not identified in this section as a defendant. If you have more than six defendants, you may continue this section on another sheet of paper if you indicate below that you have done so.

1. HOMELAND SECURITY, DEPARTMENT OF
2. ICE (IMMIGRATION AND CUSTOMS ENFORCEMENT)
3. FEDERAL GOVERNMENT
4. STATE OF NEW YORK + CITY OF BUFFALO
5. ICE'S BUFFALO FIELD OFFICE + MR. TRYON OF BDF (AND THE BDF (BUFFALO FEDERAL DETENTION FACILITY))
6. GEO AND ANY OTHER PARTY(S) THAT COULD BE /- WOULD BE ADDED AS INVOLVED, LIABLE, ETC!

2. STATEMENT OF JURISDICTION

This is a civil action seeking relief and/or damages to defend and protect the rights guaranteed by the Constitution of the United States. This action is brought pursuant to 42 U.S.C. § 1983. The Court has jurisdiction over the action pursuant to 28 U.S.C. §§ 1331, 1343(3) and (4), and 2201.

3. PARTIES TO THIS ACTION

PLAINTIFF'S INFORMATION NOTE: To list additional plaintiffs, use this format on another sheet of paper.

Name and Prisoner Number of Plaintiff: ALI MOSHIR → UNITED STATES MARSHAL SERVICE #: 26897055

Present Place of Confinement & Address: NORTHEAST OHIO CORRECTIONAL CENTRE (NEOCC)
2240 HUBBARD ROAD, GHEO YOUNGSTOWN, OHIO, 44505

Name and Prisoner Number of Plaintiff: _____

Present Place of Confinement & Address: _____

DEFENDANT'S INFORMATION NOTE: *To provide information about more defendants than there is room for here, use this format on another sheet of paper.*

Name of Defendant: _____

(If applicable) Official Position of Defendant: _____

(If applicable) Defendant is Sued in _____ Individual and/or _____ Official Capacity

Address of Defendant: _____

Name of Defendant: _____

(If applicable) Official Position of Defendant: _____

(If applicable) Defendant is Sued in _____ Individual and/or _____ Official Capacity

Address of Defendant: _____

Name of Defendant: _____

(If applicable) Official Position of Defendant: _____

(If applicable) Defendant is Sued in _____ Individual and/or _____ Official Capacity

Address of Defendant: _____

4. PREVIOUS LAWSUITS IN STATE AND FEDERAL COURT

A. Have you begun any other lawsuits in **state or federal court** dealing with **the same facts involved in this action**?

Yes _____ No ☒

If Yes, complete the next section. NOTE: *If you have brought more than one lawsuit dealing with the same facts as this action, use this format to describe the other action(s) on another sheet of paper.*

1. Name(s) of the parties to this other lawsuit:

Plaintiff(s): _____

Defendant(s): _____

2. Court (if federal court, name the district; if state court, name the county): _____

3. Docket or Index Number: _____

4. Name of Judge to whom case was assigned: _____

5. The approximate date the action was filed: _____

6. What was the disposition of the case?

Is it still pending? Yes _____ No _____

If not, give the approximate date it was resolved. _____

Disposition (check the statements which apply):

_____ Dismissed (check the box which indicates why it was dismissed):

_____ By court *sua sponte* as frivolous, malicious or for failing to state a claim upon which relief can be granted;

_____ By court for failure to exhaust administrative remedies;

_____ By court for failure to prosecute, pay filing fee or otherwise respond to a court order;

_____ By court due to your voluntary withdrawal of claim;

_____ Judgment upon motion or after trial entered for

_____ plaintiff

_____ defendant.

B. Have you begun any other lawsuits in federal court which relate to your imprisonment?

Yes ☒ No _____

If Yes, complete the next section. NOTE: If you have brought more than one other lawsuit dealing with your imprisonment, use this same format to describe the other action(s) on another sheet of paper.

1. Name(s) of the parties to this other lawsuit:

Plaintiff(s): ALI MOSHIR

Defendant(s): USPS + GOVERNMENT + NEOCC + CCA / CORE CIVIC + USMS + MAIL - CLERK MADAM SLATTERY OF NEOCC

2. District Court: WESTERN OF NEW YORK

3. Docket Number: NOT RECEIVED YET!

4. Name of District or Magistrate Judge to whom case was assigned: NOT RECEIVED YET

5. The approximate date the action was filed: JUST SENT TO THE COURT

6. What was the disposition of the case?

Is it still pending? Yes _____ No _____

If not, give the approximate date it was resolved. _____

Disposition (check the statements which apply):

☐ Dismissed (check the box which indicates why it was dismissed):

- ☐ By court *sua sponte* as frivolous, malicious or for failing to state a claim upon which relief can be granted;
- ☐ By court for failure to exhaust administrative remedies;
- ☐ By court for failure to prosecute, pay filing fee or otherwise respond to a court order;
- ☐ By court due to your voluntary withdrawal of claim;

☐ Judgment upon motion or after trial entered for

- ☐ plaintiff
- ☐ defendant.

5. STATEMENT OF CLAIM

For your information, the following is a list of some of the most frequently raised grounds for relief in proceedings under 42 U.S.C. § 1983. (This list does not include all possible claims.)

- | | | |
|--------------------|------------------------|-------------------------------|
| • Religion | • Access to the Courts | • Search & Seizure |
| • Free Speech | • False Arrest | • Malicious Prosecution |
| • Due Process | • Excessive Force | • Denial of Medical Treatment |
| • Equal Protection | • Failure to Protect | • Right to Counsel |

Please note that it is not enough to just list the ground(s) for your action. You **must** include a statement of the facts which you believe support each of your claims. In other words, tell the story of what happened to you but do not use legal jargon.

Fed.R.Civ.P. 8(a) states that a pleading must contain "a short and plain statement of the claim showing that the pleader is entitled to relief." "The function of pleadings under the Federal Rules is to give fair notice of the claim asserted. Fair notice is that which will enable the adverse party to answer and prepare for trial, allow the application of res judicata, and identify the nature of the case so it may be assigned the proper form of trial." Simmons v. Abruzzo, 49 F.3d 83, 86 (2d Cir. 1995). **Fed.R.Civ.P. 10(b)** states that "[a]ll averments of claim ... shall be made in numbered paragraphs, the contents of each of which shall be limited as far as practicable to a single set of circumstances."

Exhaustion of Administrative Remedies

Note that according to **42 U.S.C. § 1997e(a)**, "[n]o action shall be brought with respect to prison conditions under section 1983 of this title, or any other Federal law, by a prisoner confined in any jail, prison, or other correctional facility until such administrative remedies as are available are exhausted."

You must provide information about the extent of your efforts to grieve, appeal, or otherwise exhaust your administrative remedies, and you must attach copies of any decisions or other documents which indicate that you have exhausted your remedies for each claim you assert in this action.

OF → 4250 FEDERAL DRIVE
BATAVIA, NEW YORK
14020

A. FIRST CLAIM: On (date of the incident) THAT WOULD BE IN THE MY HOUSING RECORDS AT BDF

defendant (give the name and position held of each defendant involved in this incident) _____

I DON'T KNOW WHO ALL HAVE BEEN OR WOULD HAVE BEEN INVOLVED!

BUT I WOULD GUESS, ASSUME, SAY: ABVIOUSLY THE HEAD OF THE FACILITY FORCE (MR. TRYON)
did the following to me (briefly state what each defendant named above did): WOULD HAVE TO BE AWARE, ETC.

SECRET CAMERA(S), WAS/WERE, PLANTED/PLACED/ETC

IN WITHIN MY HOUSING CELL OF THE DETAINEE'S WITHIN MY LAST AS WELL AS
THE SECOND LAST CELL THAT I WAS PLACED IN / STAYING IN!

AT THE BDF! IN VIOLATION(S) OF, MY/THE, PRIVACY, AS SUCH AND ETC/
IN 2016! AS I SPENT AT THE BDF BETWEEN APR. 1. 04. 2016 AND
UNTIL THE MORNING OF JUNE. 30. 2016

The constitutional basis for this claim under 42 U.S.C. § 1983 is: * RESPECTFULLY REQUESTING COURT TO
APPOINT LAWYER AS I AM NOT ABLE TO SELF REPRESENT *

The relief I am seeking for this claim is (briefly state the relief sought): _____

FIVE BILLION DOLLARS! (THEY CAUSED/HAVE CAUSED AN EXTREME AND ENORMOUS AMOUNT
(OF DISTURBANCE! AND DESTRUCTION(S), DAMAGES, ETC, MENTALLY, EMOTIONALLY, ETC.

Exhaustion of Your Administrative Remedies for this Claim: CAUSED STIGMA, ETC, AND SOON!

Did you grieve or appeal this claim? _____ Yes ☒ No If yes, what was the result? _____

Did you appeal that decision? _____ Yes _____ No If yes, what was the result? _____

Attach copies of any documents that indicate that you have exhausted this claim.

If you did not exhaust your administrative remedies, state why you did not do so: I NEVER GOT THE CHANCE

TO DO SO! AS SOON AS I CAME TO KNOW AND I ASKED A COUPLE OF OFFICERS
IF THAT RECORDING COULD BE PRODUCED FOR ME OF ANY TAPINGS BY SECRET CAMERA(S) IN THE CELLS

I WAS STAYING IN AS ASSIGNED TO!? THEY SAID WE DON'T KNOW AND WE DON'T KNOW ANYTHING
ABOUT THAT! NEXT THING ON JUNE. 30. 2016 I WAS TAKEN OUT OF BDF BY ICE AGENTS!

A. SECOND CLAIM: On (date of the incident) _____

defendant (give the name and position held of each defendant involved in this incident) _____

FROM;

MOSHIR, ALI

ID# 26897055

NEOCC

2240 HUBBARD ROAD

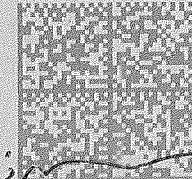
YOUNGSTOWN, OHIO

44505

BUFFALO

CLEVELAND
OHIO 44115
JUN 17 2017
PM 21
FBI/CSL

TO:



US POSTAGE
\$ 00.46
Mailed From 44505
06/09/2017
034A 0005481467

ATTENTION: COURT CLERK

NYWD U.S. COURT
#2 NIAGARA SQUARE
BUFFALO, NEW YORK
14202

THIS ENVELOPE CONTAINS THE FIRST HALF (5 SHEETS) OF THE TOTAL ~~22 (44) PAGES~~ ^{OF NINE (9) SHEETS}, TOWARDS THE IN FORMA PAUPERIS FORM, DATED AND SIGNED BY ALI MOSHIR AS RF; WED - MAY 17, 2017. EXPECT/ANTICIPATE, THE OTHER ~~SECOND~~ ^{SECOND} HALF, IN A DIFFERENT ENVELOPE.

RECEIVED
JUN 17 2017

RECEIVED
JUN 17 2017